

IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

CHAD HOGAN,  
Plaintiff,

v.

CITY OF MONTGOMERY, et al.,  
Defendants.

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Case No. 2:05-cv-687-MHT-VPM

**PLAINTIFF'S ANSWERS TO DEFENDANTS CAULFIELD, COOK AND GORDON'S  
FIRST INTERROGATORIES**

COMES NOW Plaintiff, Chad Hogan, and in response to Defendants Caulfield, Cook and Gordon's First Interrogatories in the above styled cause, and pursuant to the Federal Rules of Civil Procedure and states as follows:

1. State your full name, date of birth, and social security number.

**RESPONSE: Chad Lamar Hogan; May 26, 1979; 423-06-3808.**

2. Please state your current address.

**RESPONSE: 1338 Karen Valley Place, Montgomery, Alabama 36117.**

3. Have you ever been known by any other names? If so, please list each and every other name.

**RESPONSE: No.**

4. Please list all your places of employment for the past ten years, including the approximate dates of hiring and leaving.

**RESPONSE: Wiley Sanders Trucking Line, from April 2004 to present;**

**Robert Henry Tile, 2001 until 2004;**

**Schwan Food, 2000 until 2001;**

**Defendant's Exhibit**

**Alabama Correctional Facility, 1998 until 2000;**

**Winn Dixie Warehouse, approximately six months in 1998;**

**Cracker Barrel; 1997 or 1998**

**Morrison's Restaurant, 1996-1997**

**McDonalds, 1996.**

5. Have you ever been arrested other than the incident that made the basis of this lawsuit? If so, please state the date of the arrest, the charge, and the final disposition of said charge.

**RESPONSE: Yes, in 1998, I was convicted with robbery and served a two year sentence in**

**The Department of Corrections, Montgomery County, Alabama. In 2005, I was charged with harassment by a Montgomery Police Office and I paid a fine. I was charged with domestic violence this year in Montgomery County and attended an anger management class. I have had approximately four minor traffic tickets all in Montgomery County in the time frame requested.**

6. Other than this lawsuit, have you ever been a party to another lawsuit? If so, please state the nature of the case, the case style and number, the court in which the action was filed, and the final disposition of the case.

**RESPONSE: Other than my response to Interrogatory 5 herein, I have not been a party to any other lawsuits.**

7. Please describe in detail who informed you or your attorney of the facts that you allege in paragraph 15 of the Complaint, including the name of the person who informed you, the date or dates on which you discussed these matters with them, and how you knew that this person had this information.

**RESPONSE: Objection. Matter of Attorney/Client privilege.**

8. Please describe in detail who informed you or your attorney of the facts that you allege in paragraph 16 of the Complaint, including the name of the person who informed you, the date or dates on which you discussed these matters with them, and how you know that this person had this information.

**RESPONSE: I was there on the scene.**

9. Please describe in detail who informed you or your attorney of the facts that you allege in paragraph 17 of the Complaint, including the name of the person who informed you, the date or dates on which you discussed these matters with them, and how you knew that this person had this information.

**RESPONSE: Objection. Matter of Attorney/Client privilege.**

10. Please describe in detail who informed you or your attorney of the facts that you allege in paragraph 18 of the Complaint, including the name of the person who informed you, the date or dates on which you discussed these matters with them, and how you knew that this person had this information.

**RESPONSE: Objection. Matter of Attorney/Client privilege.**

11. Please detail the content of each conversation or correspondent that you, or your attorney, has had with Kirk Pelham, or Kirk Pelham's attorney, since on or after March 31, 2005; including the date of such conversation or correspondence, and the facts which were discussed in such conversation or correspondence.

**RESPONSE: Objection. Matter of Attorney/Client privilege and work product.**

12. If any such communication referenced in Interrogatory 26 [sic] above occurred by letter, facsimile, electronic mail, or other form which was capable of being reduced to writing,

please provide a copy of every such communication.

**RESPONSE: I do not fully understand the question; however, to the best of my knowledge, no such document(s) exist.**

13. In paragraph 26 of the Complaint, you allege that the City of Montgomery has and maintains a policy, practice, or custom by which the City seeks to charge with a crime all persons injured in encounters with police officers employed by the City, whether or not there is a probable cause to believe that a crime has been committed. Please describe in detail all evidence you have to support that such a policy, practice, or custom exists.

**RESPONSE: The fact that you wrongfully arrested me without probably cause shows there is a policy, practice or custom exists.**

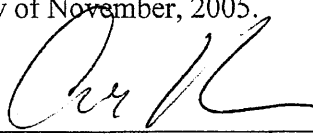
14. Please state the total amount of monetary loss which you allege you incurred in the Complaint, and please provide an itemized detail of how such losses are attributed.

**RESPONSE: I had to post a bond and lost one day of work. I have no way of knowing the amount of money I would have made at work that day.**

15. Please state whether you saw a health care professional in relation to any of the emotional distress or mental anguish you allege in the Complaint. If so, please state the name and address of each health care professional, the dates of each visit, and the treatment, prescriptions and/or diagnosis that each health care professional recommended.

**RESPONSE: No.**

Respectfully submitted this the 11 day of November, 2005.



ANDY NELMS (NEL022)  
JAY LEWIS (LEW031)  
Attorneys for Plaintiff

OF COUNSEL:

LAW OFFICES OF JAY LEWIS, LLC  
P.O. Box 5059  
Montgomery, Alabama, 36104  
334-263-7733

### CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing to counsel of record listed below by placing same in the United States mail, properly addressed and postage prepaid on this the \_\_\_\_ day of November, 2005.

James G. Bodin  
P.O. Box 64  
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Christopher Whitehead  
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OF COUNSEL